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15
16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA

18 In re ATM FEE ANTITRUST
19 LITIGATION

20 Master File No. C04-2676 CRB

21 **CLASS ACTION**

22 **DECLARATION OF JOSEPH R. SAVERI IN
23 SUPPORT OF MOTION TO COMPEL
24 APPENDING RELEVANT DISCOVERY
25 REQUESTS AND RESPONSES**

26 This Document Relates To:
27
28 ALL ACTIONS

29 Date: May 17, 2007
30 Time: 2:00 p.m.
31 Courtroom: 8
32 The Honorable Charles R. Breyer

1 I, Joseph R. Saveri, declare as follows:

2 1. I am a partner at the law firm of Lieff, Cabraser, Heimann & Bernstein,
 3 LLP ("LCHB"), and a member in good standing of the State Bar of California and the State Bar
 4 of New York. I submit this declaration in support of Plaintiffs' Motion To Compel All
 5 Defendants To Provide Documents Relevant To Plaintiffs' Fourth Set Of Requests For
 6 Production Of Documents. I have personal knowledge of the matters set forth herein, and could
 7 and would testify competently thereto if called upon to do so.

8 2. Attached hereto as Exhibit A is a true and correct copy of Plaintiffs' Fourth
 9 Set of Requests for Production of Documents to Concord EFS, Inc. and First Data Corporation,
 10 which was served on January 8, 2007.

11 3. Attached hereto as Exhibit B is a true and correct copy of Plaintiffs' Fourth
 12 Set of Requests for Production of Documents to Bank Defendants, which was served on
 13 January 8, 2007.

14 4. Attached hereto as Exhibit C is a true and correct copy of Defendant First
 15 Data Corporation and Concord EFS, Inc.'s Responses and Objections to Plaintiffs' Fourth Set of
 16 Requests for Production of Documents, which were served on February 13, 2007.

17 5. Attached hereto as Exhibit D is a true and correct copy of Defendant Bank
 18 of America Corporation's Responses to Plaintiffs' Fourth Set of Document Requests, which were
 19 served on February 13, 2007.

20 6. Attached hereto as Exhibit E is a true and correct copy of Defendant
 21 Citibank N.A.'s Responses and Objections to Plaintiffs' Fourth Set of Document Request
 22 Propounded to Bank Defendants, which were served on February 13, 2007.

23 7. Attached hereto as Exhibit F is a true and correct copy of Defendant
 24 JPMorgan Chase Bank, N.A.'s Responses to Plaintiffs' Fourth Set of Requests for Production of
 25 Documents, which were served on February 13, 2007.

26 8. Attached hereto as Exhibit G is a true and correct copy of Defendant Sun
 27 Trust Banks, Inc.'s Responses and Objections to Plaintiffs' Fourth Set of Requests for Production
 28 of Documents to Bank Defendants, which were served on February 13, 2007.

9. Attached hereto as Exhibit H is a true and correct copy of Defendants Wachovia Corporation's and Wachovia Bank, N.A.'s Responses to Plaintiffs' Fourth Set of Requests for Production, which were served on February 13, 2007.

10. Attached hereto as Exhibit I is a true and correct copy of Defendants Wells Fargo & Co., Wells Fargo Bank, N.A., and Servus Financial Corporation [sic] Responses to Plaintiffs' Fourth Set of Document Requests propounded to Bank Defendants, which were served on February 13, 2007.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 17th day of April, 2007 at San Francisco, California.

/s/ Joseph R. Saveri
Joseph R. Saveri